

2. NSC received the citation and Petition on January 26, 2015, via service received by its registered agent. Accordingly this notice of removal is timely filed pursuant to 28 U.S.C. § 1446(b).

3. Plaintiffs allege causes of action against NSC for breach of contract, violations of the Texas Insurance Code, and breach of the duty of good faith and fair dealing. Plaintiffs sue NSC for damages, including actual damages, mental anguish damages, exemplary damages, consequential damages, treble damages, reasonable attorneys' fees, court costs, 18% statutory penalty damages, pre- and post-judgment interest. *See App.* at 11-12 (Plaintiffs' Original Petition at ¶¶ 38-45).

4. Plaintiffs are citizens of Texas. *See App.* at 3 (Plaintiffs' Original Petition at ¶ 2). Defendant NSC is a Illinois Corporation with its principal place of business in Chicago, Illinois. Thus, removal is proper because there is complete diversity between the properly-named parties under 28 U.S.C. § 1332.

5. Plaintiffs assert their damages are in excess of \$200,000.00 and not more than \$1,000,000.00. *See App.* at 4 (Plaintiffs' Original Petition at ¶ 3). Thus, the "amount in controversy" requirement of 28 U.S.C. § 1332(a) is satisfied.

6. Venue is proper in this Court pursuant to 28 U.S.C. § 1441(a) because this district and division embrace the place where the removed state court action is pending.

7. In accordance with 28 U.S.C. § 1446(a), copies of all process, pleadings, and orders served upon NSC in the state court action are attached to this notice. *See App.* at 3-11, 18.

8. Pursuant to 28 U.S.C. § 1446(d), written notice of the filing of this notice of removal will promptly be given to all parties and to the clerk of the 237th District Court of Lubbock County, Texas.

9. Pursuant to Federal Rule of Civil Procedure 38, NSC demands a trial by jury.

II.
PRAYER

WHEREFORE, PREMISES CONSIDERED, NSC respectfully gives notice that this state court action has been removed and placed on this Court's docket for further proceedings. NSC further requests any additional relief to which it may be justly entitled.

Respectfully submitted,

/s/ Jennifer G. Martin
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**ATTORNEYS FOR NATIONAL SURETY
CORPORATION**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been forwarded to Plaintiffs' counsel of record in accordance with the Federal Rules of Civil Procedure, on this the **22nd** day of **February, 2015**.

/s/ Jennifer G. Martin
Jennifer G. Martin